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PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)

Docket Number (Optional)

1094-10

RECEIVED

OCT 09 2003

TC 1700

In re Application of

Gartside et al.

Application Number

09/863,974

Filed

5/23/01

For

PROCESS OF TREATING AN OLEFIN.....

Group Art Unit

1754

Examiner

Nguyen, Cam N.

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application.

The requested extension and appropriate non-small-entity fee are as follows (check time period desired):

- ☐ One month (37 CFR 1.17(a)(1)) \$ 110.00
☐ Two months (37 CFR 1.17(a)(2)) \$ 420.00
☒ Three months (37 CFR 1.17(a)(3)) \$ 950.00
☐ Four months (37 CFR 1.17(a)(4)) \$ 1,480.00
☐ Five months (37 CFR 1.17(a)(5)) \$ 2,010.00

- ☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount shown above is reduced by one-half, and the resulting fee is: \$ _____
☒ A check in the amount of the fee is enclosed.
☐ Payment by credit card. Form PTO-2038 is attached.
☐ The Commissioner has already been authorized to charge fees in this application to a Deposit Account.
☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 04-1121
I have enclosed a duplicate copy of this sheet.

I am the ☐ applicant/inventor

- ☐ assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).
☒ attorney or agent of record.
☐ attorney or agent under 37 CFR 1.34(a).
Registration number if acting under 37 CFR 1.34(a) _____

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

October 1, 2003

Date

Adjustment date: 12/31/2003
10/29/2003 BARBER 00000001 041121 09863974
01 FC:1253 950.00 CR

SignatureAdrian T. Calderone

Typed or printed name

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ Total of _____ forms are submitted.

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to the: Mail Stop Appeal Brief-Patents, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 1, 2003.

Dated: October 1, 2003

Adrian T. Calderone

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Gartside et al.

Examiner: Nguyen, Cam N.

Serial No.: 09/863,974

Group Art Unit: 1754

Filed: May 23, 2001

Docket: 1094-10

For: PROCESS OF TREATING AN OLEFIN ISOMERIZATION
CATALYST AND FEEDSTOCK

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

ATTENTION: REFUND SECTION,
ACCOUNTING DIVISION,
OFFICE OF FINANCE

REQUEST FOR REFUND
(Improper Charge of Deposit Account)

I. REFUND REQUEST

This is a request for a refund with respect to the charge to Deposit Account No. 04-1121 shown on the statement dated October 31, 2003 for the above-identified application.

A copy of the monthly statement in which the error referred to occurs accompanies this request.

CERTIFICATION UNDER 37 C.F.R. §1.8 (a)

I hereby certify that this paper is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Refund Section, Accounting Division, Office of Finance, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: December 18, 2003


Adrian T. Calderone

II. FEES CHARGED FOR WHICH REFUND REQUESTED

	AMOUNT OF REFUND REQUESTED
<input type="checkbox"/> filing fee	_____
<input type="checkbox"/> surcharge for filing the basic filing fee on a date later than the filing date of the application (37 C.F.R. §1.16(e))	_____
<input type="checkbox"/> and/or	
<input type="checkbox"/> surcharge for filing the oath or declaration on a date later than the filing date of the application (37 C.F.R. §1.16(e))	_____
<input checked="" type="checkbox"/> extension of term	_____
<input type="checkbox"/> first month	_____
<input type="checkbox"/> second month	_____
<input checked="" type="checkbox"/> third month	950
<input type="checkbox"/> fourth month	_____
<input type="checkbox"/> excess claims	_____
<input type="checkbox"/> issue fee	_____
<input type="checkbox"/> petition fee	_____
<input type="checkbox"/> patent maintenance fee	_____
<input type="checkbox"/> first maintenance fee	_____
<input type="checkbox"/> second maintenance fee	_____
<input type="checkbox"/> third maintenance fee	_____
<input type="checkbox"/> patent maintenance fee surcharge	_____
<input type="checkbox"/> other _____	_____

TOTAL REFUND REQUESTED \$ 950

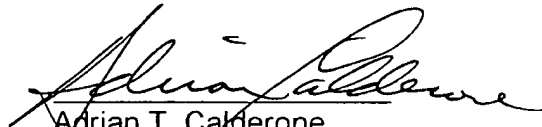
III. EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR

Check No. 20116 in the sum of \$950.00 was sent with the Petition for Extension of time. A copy of the cancelled check is appended hereto. The charge of \$950.00 to deposit account 04-1121 represents a double charge of the fee and is in error.

IV. MANNER OF REFUND

Please make refund by crediting Deposit Account No. 04-1121.

Respectfully requested,


Adrian T. Calderone
Reg. No. 31,746

DILWORTH & BARRESE
333 Earle Ovington Boulevard
Uniondale, NY 11553
(516) 228-8484